

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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In the Matter of the Application of  
EULA WILLIAMS, JAMES PALMER, BERNADETTE  
ELVIN, STEPHEN BARKER, ROBERTA KIRWAN  
EPPS, CONSTANCE TAYLOR, SARAH WILLIAMS,  
EARL CATER, WILLIAM EVANS, JERRY DEWITT  
CHERI ORSMBY, MICHAEL CHAPMAN, JOSEPH  
JAKUBOWSKI, RICHARD LINDSEY, GARY BURDICK  
and other present and former employees  
of the State of New York, employed  
as Security Hospital Treatment Assistants,

**NOTICE OF  
DISMISSAL  
WITHOUT  
PREJUDICE**

Plaintiffs,

-against-

**05 CV 351  
(GLS) (DRH)**

ALAN G. HEVESI, Comptroller of the  
State of New York, and the NEW YORK  
STATE EMPLOYEES' RETIREMENT SYSTEM,


Defendants.

-----X  
Please take notice that the above-entitled action is  
hereby dismissed without prejudice, pursuant to Rule  
41(a)(1)(i) of the Federal Rules of Civil Procedure.

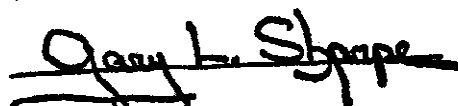
Dated: Lake Success, New York  
September 13, 2005

Respectfully submitted,

Cronin & Byczek LLP

  
Christina A. Leonard (CL-5020)  
Attorneys for Plaintiff  
1981 Marcus Avenue, Suite 227  
Lake Success, New York 11042

SO ORDERED:

  
U.S. District Judge  
Date: 9/14/05

To: ELIOT SPITZER  
Attorney General of the State  
of New York  
Attorney for Defendants  
The Capitol  
Albany, New York 12224-0341

Attn: Bruce J. Boivin  
Assistant Attorney General